GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home Department – Disciplinary proceedings initiated against Sri K.Y.Paul, Sub Inspector of Police(Retired), YSR District, Kadapa – Charges held proved retired from service on 31.12.2013 – Impose the penalty of 'Withholding of pension in full' – Orders – Issued.

HOME (SERVICES.II) DEPARTMENT

G.O.Rt.No.437 **Dated: 01.04.2024**
Read the following:-

1) From the Director General of Police, A.P., Mangalagiri, letter Rc.No. 1227/T2/2021, dated:30.11.2021.
2) Govt., Memo No.1588304/Ser.II/A1/2021, Home (Ser-II) Department, dated:06.01.2022.
3) From the Director General of Police, A.P., Mangalagiri letter Rc.No.1227/T2/2021, dated:26.07.2022.
4) From the Secretary, APPSC Lr.No.GAD03-APPSC0DCC/1/2024-DC.SEC-APPSC, (Computer No.2327612) dated.12.03.2024.

***

ORDER:

In the letter 1st read above, the Director General of Police, A.P., Mangalagiri has stated that the Deputy Inspector General of Police, Kurnool Range, Kurnool vide letter dated.13.09.2021 has informed that Sri K.Y.Paul, SI of Police, Y.S.R District, Kadapa, now retired from service on 31.12.2013, was handed up on the Major PR under Rule-20 of A.P. Civil Services [CC&A] Rules, 1991 vide C.No.C2/OEPR-26/2013, dated.26-12-2013 for the following delinquency:-

Charge: "He has exhibited gross reprehensible behaviour unbecoming of a Government Servant and misconduct and moral turpitude by cheating one Mr. Chilakala Peeraiah in collusion with a real estate broker namely Mettupalli Venkata Konda Reddy of Proddatur Town of Y.S.R District, Kadapa threatened him with dire consequences and involved as accused in two criminal cases i.e. Cr.No.214/2012 u/s 420, 506 IPC of Chinnachowk PS and Cr.No.84/2013 u/s 506 IPC of Chinnachowk PS thereby brought disrespect to the image of Police among the public. Thus violated Rule 3 of APCS (Conduct) Rules, 1964.

2. The Charged Officer was placed under suspension vide proceedings dated.14.12.2012 and revocated from suspension vide Proceedings dated 26.12.2013 of the DIG, Kurnool Range, Kurnool.

3. The Additional Superintendent of Police, (Admin) Y.S.R District, Kadapa who was appointed as an Enquiry Officer conducted the O.E and held the Charge as **'Proved'** and submitted minutes (findings) on 16.10.2015.

4. The Charged retired SI of Police was convicted in the Criminal Case Cr.No.214/2012 u/s 420, 468, 471 & 506 r/w 34 of IPC of Chinnachowk PS by the Hon'ble Court of I Additional Judicial Magistrate of First Class, Cum I Additional Junior Civil Judge, Kadapa, vide CC.No.513/2018, dated: 23.10.2020, has issued the following order:-

Contd...2

The accused A1 **found guilty and sentenced to suffer simple imprisonment (SI) for a period of one year and to pay fine of Rs.5000/-** in default of payment of fine, the accused shall further undergo SI for one month for the offense u/s 468 IPC. Further the **accused A1 also sentenced to undergo SI for a period of one year and to pay fine of Rs.5000/-** in default of payment of fine, the accused shall further undergo SI for one months for the offence u/s 471 IPC. Further, the **accused A1 also sentenced to undergo SI for a period of one year and pay fine of Rs.5000/** - in default of payment of fine, the accused shall further undergo SI for one month for the offence 420 IPC. All the sentences imposed against the accused A1are ordered to be run concurrently. The total fine amount imposed on the accused A1 is of Rs. 15,000/-.

5. The Deputy Inspector General of Police, Kurnool Range, Kurnool, has sent the OEPR record initiated against Sri K.Y.Paul, SI of Police, Y.S.R District, Kadapa, now retired from service on 31.12.2013, the Charges as **'Proved'** during the departmental inquiry and also he was convicted in the criminal case, recommend for "Withholding of his pension in full or as deemed fit by Government as the Charged Officer is found guilty of grave misconduct and was convicted in Judicial proceedings" and also requested to orders regularizing the period spent by Sri K.Y.Paul, Retired SI of Police, YSR Kadapa District under suspension from 29.12.2012 FN to 29.12.2013 FN may also be issued in the final orders.

6. The Director General of Police, AP., Mangalagiri while forwarding the above remarks of the Deputy Inspector General of Police, Kurnool Range, Kurnool along with Service particular and defaulter sheet, has requested the Government to issue suitable orders in the matter, since Government is competent to dispose the P.R under Rule-9 of A.P. Revised Pension Rules, 1980.

7. Government have examined the report of the Enquiry officer and accepted the findings of the Enquiry Officer and provisionally decided to impose the penalty of **"Withholding of his pension in full" besides the suspension period from 29.12.2012 FN to 29.12.2013 FN as 'Not on Duty'**, against Sri K.Y.Paul, SI of Police (Rtd.), Y.S.R District, Kadapa under Rule 9(2)(a) of A.P. Revised Pension Rules, 1980 for the charge held proved against him. Accordingly, Show Cause Notice was issued to the charged officer vide memo 2nd read above. Sri K.Y.Paul, SI of Police (Rtd.), Y.S.R District, Kadapa has submitted his explanation received through the Director General of Police, A.P., vide letter 3rd read above.

8. Government have examined his explanation and decided to impose the penalty of **"Withholding of his pension in full" besides the suspension period from 29.12.2012 FN to 29.12.2013 FN as 'Not on Duty'**, against Sri K.Y.Paul, SI of Police (Rtd.), Y.S.R District, Kadapa for charge held proved against him, under Rule 9(2)(a) of A.P. Revised Pension Rules, 1980.

9. In the letter 4th read above, the Secretary, Andhra Pradesh Public Service Commission has informed that the Commission agreed with the proposal of the Government as indicated at para-8 above and advised to take action accordingly.

Contd...3

10. Government, after careful examination of the entire issue, hereby impose the penalty of **"Withholding of his pension in full" besides the suspension period from 29.12.2012 FN to 29.12.2013 FN as 'Not on Duty'**, against Sri K.Y.Paul, SI of Police (Rtd.), Y.S.R District, Kadapa for charge held proved against him under Rule 9(2)(a) of A.P. Revised Pension Rules, 1980.

11. A copy of the reference 4th read above is communicated to the charged officer as per Rule 23 of APCS (CCA) Rules, 1991.

12. The Director General of Police, Andhra Pradesh is requested to take necessary further action in the matter accordingly. The records received through the letter 3rd read above are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

HARISH KUMAR GUPTA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Mangalagiri
(w.e- Records in original)
The individual through the Director General of Police, Mangalagiri.
Copy to:
The Secretary, A.P. Public Service Commission, Vijayawada
The Deputy Inspector General of Police, Kurnool Range, Kurnool.
The Accountant General of Andhra Pradesh, Vijayawada.
The Director of Treasuries & Accounts, A.P., Mangalagiri.
SF/SC.

//Forwarded :: By Order//

SECTION OFFICER.